



Associated Communications & Research Services, Inc.

817 N.E. 63rd Street
Oklahoma City, Oklahoma 73105
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CLAYBURN C. CURTIS, P.E.
President

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NOV 13 1997
November 10, 1997

Mr. William F. Caton
Acting Secretary
Office of the Secretary
Federal Communications Commission
1919 M Street
Room 222
Washington, D.C. 20554

**RE: Comments with Respect to CC Docket No. 95-116
RM 8535**

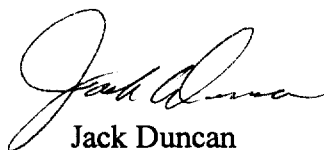
Dear Mr. Caton:

Last week I had a conversation with Neil Fried, attorney, Common Carrier Bureau, Competitive Pricing Division of the FCC. I provided Mr. Fried a written concern along with a sketch depicting our clients network and perceived impact of the Second Report And Order. I have provided a copy of my letter and related attachments with this correspondence. It appears, the way the Order is written, small LEC's will be forced to spend extensive monies for generic upgrades for Number Portability or pay the per query charges of another network provider. This, with the N-1 definition, appears to occur when a query is made for traffic termination to non-ported telephone numbers. This will encompass most all traffic jointly provided by small LEC's and Southwestern Bell in Oklahoma.

We would appreciate input regarding the intent and perceived impact of the Order in this regard as well as any clarification of it's application.

Any questions may be directed to me at the above number.

Sincerely,



Jack Duncan

JD:dlc

cc: file

MAJACKCLIENTS\caton.wpd

11/13/97 10:05 AM rec'd
11/13/97



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NOV 4 3 1997
LAWBURN C. CURTIS, P.E.
President

November 5, 1997

Neil Freed
Federal Communication Commission

Dear Mr. Freed:

In our conversation today I agreed to provide you with my concerns about the determination of N-1 responsibilities for small LEC's relative to the Local Number Portability issue.

The small LEC's in Oklahoma function as "access providers" only with regard to intrastate/intralata, intrastate/interlata or interstate traffic. In the intrastate intralata jurisdiction the small LEC's bill access to Southwestern Bell and in turn bill, collect and remit all intralata toll revenues to Southwestern bell. It would be appropriate then for any cost related to the termination of traffic for which Southwestern Bell is "toll provider" to be the responsibility of Southwestern Bell. By strict adherence to the Second Report And Order however it appears, to assign the query responsibility to the small LEC which originated the call.

A second scenario exists where the flat rate calling scope of a metro area includes small LEC exchanges and the same implication may exist which would force the small LEC to either spend extensive monies for switch upgrades or pay SWBT query charges for calls which originated in the small LEC offices and terminate via a SWBT office that requires a query to be launched. I have included a sketch which depicts each scenario.

Feel free to call if you have any questions.

Sincerely,

Jack Duncan
Vice President - Industry Relations

Enclosures
JD:dlc

INTRALATA TOLL CALL FROM HINTON TELEPHONE CO. HINTON EXCHANGE TO OKLAHOMA CITY

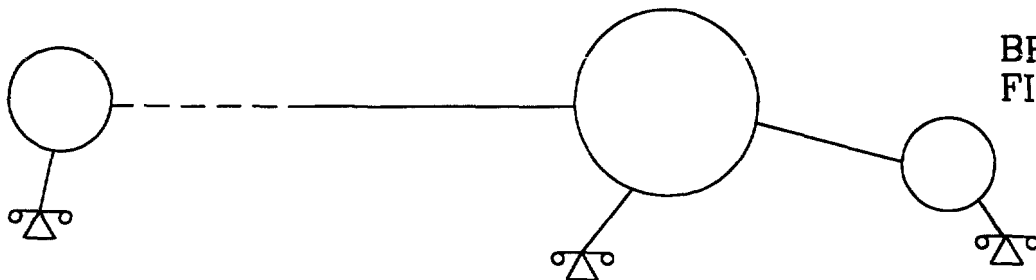
NOV 13 1997

10:31:17 AM

HINTON TELEPHONE CO.
CEDAR LAKE EXCHANGE

SOUTHWESTERN
BELL

BROOKS
FIBER



IN THIS ARRANGEMENT WHEN A CALL ORIGINATES IN THE
HINTON EXCHANGE AND TERMINATES IN THE BROOKS
NETWORK SWBT IS THE N-1 CARRIER.

HOWEVER

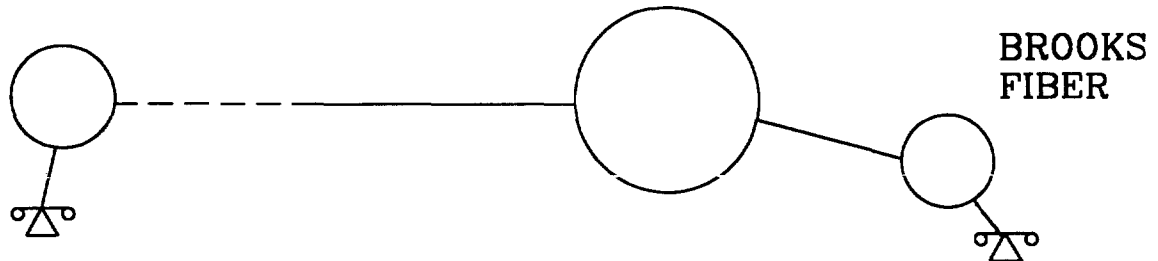
HINTON WOULD BE THE N-1 CARRIER FOR TRAFFIC
TERMINATION TO SOUTHWESTERN BELL CUSTOMERS.

DO THE RULES THEN OBLIGATE HINTON TELEPHONE CO.
FOR THE COST BURDEN OF THESE QUERIES?

"WACP" CALL ie "FLAT RATE CALLING SCOPE" CALL FROM CEDAR LAKE TO OKLAHOMA CITY

HINTON TELEPHONE CO.
CEDAR LAKE EXCHANGE

SWBT



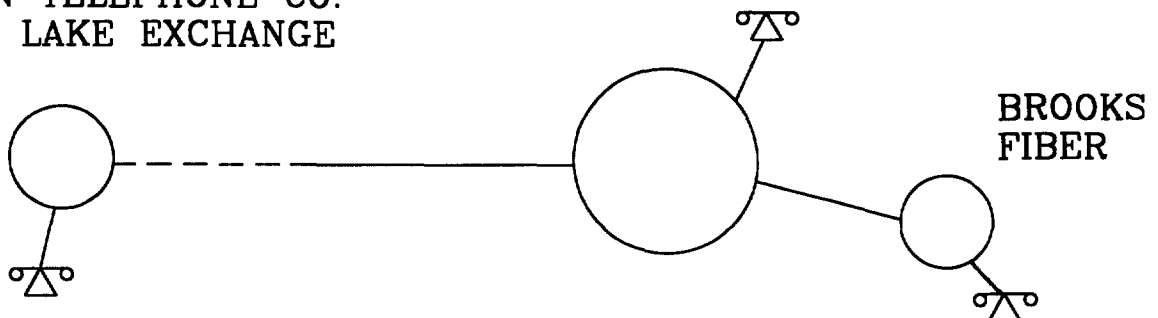
UNDER THIS ARRANGEMENT IT APPEARS TO ME THAT
BROOKS IS THE N CARRIER
SWBT IS THE N-1 CARRIER
AS PER DEFINITION OF N AND N-1 IN PAR. 73.

HOWEVER

IF A CEDAR LAKE CUSTOMER CALLS A SWBT CUSTOMER
IN THE SAME EXCHANGE AS THE BROOKS CUSTOMER
THEN DEFINITION "LOOKS LIKE" HINTON WOULD BE
THE N-1 AND THEREFORE REPOSNSIBLE FOR THE QUERIES.

HINTON TELEPHONE CO.
CEDAR LAKE EXCHANGE

SWBT



IF HINTON IS RESPONSIBLE FOR QUERIES TO SWBT
CUSTOMERS THIS WOULD BE 90%+ OF THE TRAFFIC.